

रजिस्टर्ड नं० पी० ४६१.



राजपत्र, हिमाचल प्रदेश (असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, बृहस्पतिवार, २७ दिसम्बर, १९७३/६ पौष, १८९५

GOVERNMENT OF HIMACHAL PRADESH

LAW DEPARTMENT

NOTIFICATION

Simla-2, the 21st December, 1973

No. 5-39/72-LR.—The Himachal Pradesh Departmental Enquiries (Powers) Bill, 1973 (Bill No. 23 of 1973), after having received the assent of the Governor, Himachal Pradesh, on the 12th December, 1973, under

Article 200 of the Constitution of India, is hereby published in the Rajpatra, Himachal Pradesh, as Act No. 25 of 1973.

JOSEPH DINA NATH,
Deputy Secretary.

Act No. 25 of 1973.

THE HIMACHAL PRADESH DEPARTMENTAL ENQUIRIES (POWERS) ACT, 1973

AN

ACT

to provide for the enforcement of attendance of witnesses and production of documents in departmental inquiries and for matters connected therewith or incidental thereto.

BE it enacted by the Legislative Assembly of Himachal Pradesh in the Twenty-fourth Year of the Republic of India as follows:—

1. (1) This Act may be called the Himachal Pradesh Departmental Enquiries (Powers) Act, 1973.

Short title
extent a
comment.

(2) It shall extend to the whole of Himachal Pradesh.

(3) It shall come into force at once.

2. For the purposes of this Act, “departmental inquiry” means an inquiry held under and in accordance with—

Definition

(i) any law or any rule made thereunder, or

(ii) any rule made under the proviso to Article 309, or continued under Article 313, of the Constitution of India.

3. For the purposes of a departmental inquiry in Himachal Pradesh, the officer conducting such an enquiry shall be competent to exercise the same powers for the summoning of witnesses and for compelling the production of documents as are exercisable by a Commissioner appointed for an enquiry under the Public Servants (Inquiries) Act, 1850 and all persons disobeying any process issued by such officer in this behalf shall be liable to the same penalties as if the same had issued from a Court.

Summoning of witnesses and production of documents.

4. The Punjab Departmental Enquiries (Powers) Act, 1955, as in force in the areas added to Himachal Pradesh under section 5 of the Punjab Re-organisation Act, 1966, is hereby repealed:

Repeal and savings.

Provided that anything done or any action taken under the said Act shall be deemed to have been done or taken under this Act.

उप-नियन्त्रक, मुद्रण तथा लेखन-सामग्री, हिमाचल प्रदेश, शिमला-3 द्वारा मुद्रित तथा प्रकाशित ।